

This Page Is Inserted by IFW Operations
and is not a part of the Official Record

BEST AVAILABLE IMAGES

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images may include (but are not limited to):

- BLACK BORDERS
- TEXT CUT OFF AT TOP, BOTTOM OR SIDES
- FADED TEXT
- ILLEGIBLE TEXT
- SKEWED/SLANTED IMAGES
- COLORED PHOTOS
- BLACK OR VERY BLACK AND WHITE DARK PHOTOS
- GRAY SCALE DOCUMENTS

IMAGES ARE BEST AVAILABLE COPY.

**As rescanning documents *will not* correct images,
please do not report the images to the
Image Problem Mailbox.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Continuation Application of:

Applicants	:	Robert Blake et al.
Application Serial No.:	:	09/996,079
Title	:	BAR CODE SYMBOL READING SYSTEM EMPLOYING ELECTRONICALLY-CONTROLLED RASTER-TYPE LASER SCANNER FOR READING BAR CODE SYMBOLS DURING HANDS-ON AND HANDS-FREE MODES OF OPERATION
Filing Date	:	November 28, 2001

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

DECLARATION UNDER C.F.R. 1.53(b)

Sir:

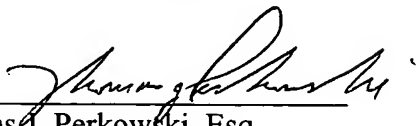
I, Thomas J. Perkowski, Esq., attorney of record in the above identified case, hereby declare and certify that the attached Xerox copy of the application is a true copy of original co-pending Application Serial No. 09/996,079 filed November 28, 2001.

The undersigned declares further that all statements made herein are his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The present application continues prosecution of subject matter originally disclosed in co-pending Application Serial No. 09/996,079 filed November 28, 2001.

Respectfully submitted,

Dated: April 16, 2004

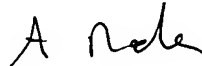


Thomas J. Perkowski, Esq.
Attorney for Applicants
Reg. No. 33,134
Thomas J. Perkowski, Esq., P.C.
Soundview Plaza
1266 East Main Street
Stamford, Connecticut 06902
203-357-1950
<http://www.tjpatlaw.com>

CERTIFICATE OF EXPRESS MAIL
UNDER 37 C.F.R. 1.10

I hereby certify that this correspondence is
being deposited with the United States
Postal Service on April 16, 2004 as Express Mail
(No. EL975194168US) in a postage prepaid envelope
addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450



Mailer: Annemarie Nadler
Dated: April 16, 2004

SUBSTITUTE DECLARATION OF INVENTORSHIP

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a United States Letters Patent is sought on the invention entitled "BAR CODE SYMBOL READING SYSTEM EMPLOYING ELECTRONICALLY-CONTROLLED RASTER-TYPE LASER SCANNER FOR READING BAR CODE SYMBOLS DURING HANDS-ON AND HANDS-FREE MODES OF OPERATION", the Specification of which was filed on September 16, 1998, and assigned United States Application Number 09/154,020.

I hereby state that I have reviewed and understand the contents of the above identified Specification, including the Claims to Invention, as amended by the Preliminary Amendment filed on December 11, 2000.

Under 35 USC Section 120, I hereby claim the benefit of the earlier filing dates of any United States Patent Applications listed below: 08/931,691 filed September 16, 1997, said application being assigned to Metrologic Instruments, Inc. and incorporated herein by reference in its entirety.

I hereby acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including material information which became available between September 16, 1997, the filing date of the prior Application No. 08/931,691 identified above, and September 16, 1998, the national filing date of this application.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and that willful false statements may jeopardize the validity of the application or any patent issued thereon.

First joint inventor,
Residence:

Robert E. Blake: Robert E Blake 06/05/01
762 Fairview Avenue
Woodbury Heights, New Jersey 08097

Post Office Address:
Citizenship:
Date: June 5, 2001

same as above
USA

Second joint inventor,
Residence:

Stephen J. Colavito: Stephen J. Colavito
3520 Edgewater Lane
Brookhaven, Pennsylvania 19015

Post Office Address:
Citizenship:
Date: June 6, 2001

same as above
USA

Third joint inventor,
Residence:

Xiaoxun Zhu: Xiaoxun Zhu
669 Barton Run Blvd.
Marlton, New Jersey 08053

Post Office Address:
Citizenship:
Date: June 7, 2001

same as above
People's Republic of China

Fourth joint inventor,
Residence:

Post Office Address:
Citizenship:
Date: June 6, 2001

Fifth joint inventor,
Residence:

Post Office Address:
Citizenship:
Date: June 6, 2001

Sixth joint inventor,
Residence:

Post Office Address:
Citizenship:
Date: June 7, 2001

Seventh joint inventor,
Residence:

Post Office Address:
Citizenship:
Date: June 15, 2001

Charles Naylor: Charles A. Naylor
486 Center Street
Sewell, New Jersey 08080
Same as above
USA

Thomas C. Amundsen: Thomas C. Amundsen
620 Glen Court
Turnersville, New Jersey 08012
Same as above
USA

Thomas Carullo: Thomas J. Carullo
5 Ridgemount Drive
Marlton, New Jersey 08053
Same as above
USA

C. Harry Knowles: C. Harry Knowles
425 East Linden Street
Moorestown, New Jersey 08057
Same as above
USA

**COMBINED DECLARATION OF INVENTORSHIP
AND POWER OF ATTORNEY**

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe I am the original, first and joint inventor of the claimed subject matter of the invention disclosed in U.S. Patent Application Serial No. 09/154,020 entitled "Bar Code Symbol Reading System Employing Electronically-Controlled Raster-Type Laser Scanner For Reading Bar Code Symbols During Hands-On And Hands-Free Modes Of Operation", filed September 16, 1998 and for which a U.S. Letters Patent is sought.

I hereby state that I have reviewed and understand the contents of the above identified Application, including the Claims to Invention thereof.

I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56 (a), which occurred between the filing date of the prior US Application Serial No. 07/580,740 filed September 11, 1990, and the present Application filed on September 16, 1998.

Under 35 USC Section 120, I hereby claim priority to the earlier filing dates of the following co-pending United States Patent Applications: copending Application Serial No. 08/931,691 entitled "Electronically-Controlled Mechanically-Damped Off-Resonant Light Beam Scanning Mechanism And Code Symbol Readers Employing The Same" by Robert E. Blake, et al. filed September 16, 1997; copending Application Serial No. 09/071,512 entitled "DOE-Based Systems And Devices For Producing Laser Beams Having Modified Beam Characteristics" by LeRoy Dickson et al., filed May 1, 1998; copending Application Serial No. 08/916,694 entitled "System And Method For Carrying Out Information-Related Transactions Using Web Documents Embodying Transaction-Enabling Applets Automatically Launched And Executed In Response To Reading URL-encoded Symbols Pointing Thereto" by inventors Garrett Russell, David M. Wilz, Sr., and C. Harry Knowles filed August 22, 1997; copending Application Serial No. 08/869,164 filed June 4, 1997; copending Application Serial No. 08/846,219 entitled "Programmed Bar Code Symbol Reader For Accessing Internet-Based Information Resources By Scanning Java-Applet Encoded Bar Code Symbols", filed April 25, 1997; copending Application Serial No. 08/838,501 entitled "Internet-Based System And Method For Tracking Objects Bearing URL-Encoded Bar Code Symbols" by David M. Wilz, Sr. and C. Harry Knowles, filed April 7, 1997, which is a Continuation-in-Part of copending Application Serial No. 08/820,540 entitled "System And Method For Composing And Printing URL-Enclosed Bar Code Symbol Lists And Menus For Use In Visiting Internet-Based Information Resources By Scanning The Same" by Harry Knowles, filed March 19, 1997, which is a Continuation-in-part of copending Application Serial No. 08/753,367 filed November 25, 1996; copending Application Serial No. 08/645,331 filed September 24, 1996; copending Application Serial No. 08/615,054 filed March 12, 1996; copending Application Serial No. 08/573,949 filed December 18, 1995; copending Application Serial No. 08/292,237 filed May 17, 1994; copending Application Serial No. 08/365,193 filed December 28, 1994; copending Application Serial No. 08/293,493 filed August 19, 1994; copending Application Serial No. 08/561,479 filed November 20, 1995; copending Application Serial No. 08/278,109 filed November 24, 1995; copending Application Serial No. 08/489,305 filed June 9, 1995; copending Application Serial No. 08/476,069 filed June 7, 1995; copending Application Serial No. 08/584,135 filed January 11, 1996 which is a

continuation of copending Application Serial No. 08/651,951 filed May 21, 1996 which is a continuation of copending Application Serial No. 08/489,305 filed June 9, 1995 which is a continuation of Application Serial No. 07/821,917 filed January 16, 1992, now abandoned, which is a continuation-in-part of Application Serial No. 07/583,421 filed September 17, 1990, now U.S. Patent No. 5,260,553, and Application Serial No. 07/580,740 filed September 11, 1990, now abandoned.

I hereby appoint Thomas J. Perkowski, Esq., Reg. No. 33,134, of Soundview Plaza, 1266 East Main Street, Stamford, Connecticut 06902, to represent Applicants before the United States Patent and Trademark Office and to transact all business in connection with the above-referenced application, and any continuation, division and continuation-in-part applications thereof.

Please send all future correspondence in the above-referenced application to:

Thomas J. Perkowski, Esq.
Thomas J. Perkowski, Esq., P.C.
Soundview Plaza
1266 East Main Street
Stamford, Connecticut 06902

Please direct all telephone calls to Thomas J. Perkowski, Esq. at (203)-357-1950.

First joint inventor, Robert E. Blake: Robert E. Blake
Residence: 762 Fairview Avenue
Woodbury Heights, New Jersey 08097
Post Office Address: same as above
Citizenship: USA
Date: October 23, 1998

Second joint inventor, Stephen J. Colavito: Stephen J. Colavito
Residence: 3520 Edgewater Lane
Brookhaven, Pennsylvania 19015
Post Office Address: same as above
Citizenship: USA
Date: October 22, 1998

Third joint inventor, Xiaoxun Zhu: Xiaoxun Zhu
Residence: 634 Chestnut Street, Apt. 1608
Philadelphia, Pennsylvania 19107
Post Office Address: same as above
Citizenship: People's Republic of China
Date: October 30, 1998

Fourth joint inventor, Charles Naylor: Charles Naylor
Residence: 486 Center Street
Sewell, New Jersey 08080
Post Office Address: Same as above
Citizenship: USA
Date: October 22, 1998

Fifth joint inventor, Thomas C. Amundsen: Thomas C. Amundsen
Residence: 620 Glen Court
Turnersville, New Jersey 08012
Post Office Address: Same as above
Citizenship: USA
Date: October 22, 1998

Sixth joint inventor, Thomas Carullo: Thomas J. Carullo
Residence: 5 Ridgemount Drive
Marlton, New Jersey 08053
Post Office Address: Same as above
Citizenship: USA
Date: October 22, 1998

Seventh joint inventor, C. Harry Knowles: C. Harry Knowles
Residence: 425 East Linden Street
Morristown, New Jersey 08057
Post Office Address: Same as above
Citizenship: USA
Date: October 22, 1998